

Thursday, November 1, 2012.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Pledge of
allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Resolutions.

The following resolutions (filed with the Clerk) were referred, under Rule 85, to the committee on Rules:

Eric James
Montanari.

Resolutions (filed by Mr. deMacedo of Plymouth) congratulating Eric James Montanari on receiving the Eagle Award of the Boy Scouts of America; and

Polish
American
Congress.

Resolutions (filed by Mr. Scibak of South Hadley and other members of the House) congratulating the Polish American Congress on its fifth annual Day of Recognition;

Mr. Binienda of Worcester, for the committee on Rules, reported, in each instance, that the resolutions ought to be adopted. Under suspension of the rules, in each instance, on motion of Ms. Wolf of Cambridge, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petition.

Wendy
Watts,—
sick leave
bank.

Mr. Sannicandro of Ashland presented a petition (subject to Joint Rule 12) of Tom Sannicandro and Karen E. Spilka for legislation to establish a sick leave bank for Wendy Watts, an employee of Executive Office of Health and Human Services; and the same was referred, under Rule 24, to the committee on Rules.

Paper from the Senate.

West
Stockbridge,—
mobile home.

A Bill providing for the establishment and administration of rent regulations and the control of evictions in mobile home accommodations in the town of West Stockbridge (Senate, No. 2351) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Mr. Kafka of Stoughton, for said committee, then reported that the matter be scheduled for consideration by the House.

Under suspension of the rules, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

Reports of Committees.

Charles River,—
water quality
study.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the joint petition of Anne M. Gobi and Marc R. Pacheco relative to reviving and continuing the special com-

mission established (under Chapter 498 of the Acts of 2008) to make an investigation and study of the water quality of the Charles River. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Environment, Natural Resources and Agriculture. Sent to the Senate for concurrence.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the Senate Bill authorizing the town of Burlington to grant retroactive abatements for certain taxes to certain military personnel (Senate, No. 2302) [Local Approval Received], be scheduled for consideration by the House.

Burlington,—
tax
abatement.

Under suspension of Rule 7A, on motion of the same member, the bill was read a second time forthwith; and it was ordered to a third reading.

By Mr. Scibak of South Hadley, for the committee on Public Service, on House, Nos. 16, 17, 18, 19, 34, 36, 671, 672, 673, 674, 678, 679, 681, 682, 684, 685, 686, 687, 688, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 702, 705, 706, 707, 708, 709, 713, 714, 715, 716, 717, 719, 720, 721, 722, 723, 724, 725, 727, 728, 729, 730, 731, 732, 733, 734, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 1218, 1581, 1582, 1583, 1584, 1585, 1586, 1587, 1591, 1592, 1594, 1595, 1596, 1597, 1598, 1599, 1600, 1601, 1602, 1603, 1604, 1605, 1606, 1607, 1608, 1610, 1611, 1612, 1613, 1614, 1615, 1616, 1617, 1619, 1620, 1621, 1622, 1626, 1627, 1628, 1629, 1632, 1633, 1634, 1635, 1637, 1638, 1640, 1641, 1642, 1643, 1644, 1645, 1646, 1647, 1648, 1649, 1650, 1651, 1652, 1653, 1657, 1659, 1660, 1661, 1662, 1663, 1664, 1665, 1666, 1667, 1668, 1670, 1671, 1844, 1845, 1847, 1855, 2410, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2427, 2428, 2429, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2454, 2455, 2456, 2457, 2458, 2459, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2473, 2474, 2475, 2476, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2767, 2923, 2924, 2925, 2926, 2927, 2928, 2929, 2930, 2931, 2932, 2933, 2934, 2935, 2936, 2937, 2938, 2940, 2942, 2944, 2946, 2947, 2948, 2950, 2951, 2952, 2953, 2954, 2956, 2957, 2958, 2959, 2960, 2961, 2962, 2963, 2964, 2966, 2969, 2970, 2971, 2972, 2973, 2974, 2975, 2976, 2978, 2979, 2980, 3170, 3171, 3172, 3173, 3174, 3175, 3176, 3177, 3178, 3179, 3180, 3182, 3183, 3184, 3185, 3186, 3187, 3188, 3189, 3190, 3191, 3192, 3193, 3218, 3223, 3235, 3236, 3254, 3374, 3394, 3411, 3412, 3413, 3414, 3451, 3550, 3551, 3552, 3553, 3633, 3753, 3759 and 3952, an Order relative to authorizing the committee on Public Service to make an investigation and study of certain House documents concerning public service issues (House, No. 4486). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Public
Service,—
study.

Subsequently Mr. Binienda of Worcester, for said committees, reported asking to be discharged from further consideration of the order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

Emergency Measure.

Kevin
Lewis,—
sick leave
bank.

The engrossed Bill establishing a sick leave bank for Kevin Lewis, an employee of the Department of Developmental Services (see House, No. 4450, amended), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 7 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Bills
enacted.

Engrossed bills

Establishing the water and sewer commission of the town of Dudley (see Senate, No. 2060) (which originated in the Senate); and

Authorizing the Falmouth Retirement Board to acquire real property in the town of Falmouth (see House, No. 4317) (which originated in the House);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Third
reading
bills.

House bills

Relative to funeral home vehicle lights (House, No. 3390);

Relative to electing water commissioners in the town of Harvard (House, No. 3997);

Establishing the town of Acton energy efficiency fund (House, No. 4106); and

Relative to the accounting of public employee retirement systems (House, No. 4270);

Severally reported by the committee on Bills in the Third Reading to be correctly drawn, were read a third time; and they were passed to be engrossed. Severally sent to the Senate for concurrence.

Retirement
rights.

The House Bill relative to certain retirement rights (House, No. 4271) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Pending the question on passing the bill to be engrossed, Mr. Scibak of South Hadley moved to amend it by adding the following four sections:

“SECTION 2. The last paragraph of section 56 of chapter 176 of the acts of 2011 is hereby amended by striking out the words ‘November 30, 2012’, inserted by section 43 of chapter 36 of the acts of 2011, and inserting in place thereof the following words:— April 15, 2013.

SECTION 3. The last paragraph of section 58 of said chapter 176 is hereby amended by striking out the words ‘November 30, 2012’, inserted by section 44 of said chapter 36, and inserting in place thereof the following words:— December 20, 2012.

SECTION 4. The last paragraph of section 59 of said chapter 176 is hereby amended by striking out the words ‘October 1, 2012’ and inserting in place thereof the following words:— March 15, 2013.

SECTION 5. Section 62 of said chapter 176 is hereby amended by striking out the words 'October 15, 2012' and inserting in place thereof the following words:—January 11, 2013.'; and by inserting before the enacting clause the following emergency preamble:

"*Whereas*, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith extensions of reporting dates for certain commissions, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience."

The amendments were adopted; and the bill (House, No. 4271, amended) was passed to be engrossed. Sent to the Senate for concurrence.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Monday next at eleven o'clock A.M. Next sitting.

At eleven minutes after eleven o'clock A.M., on motion of Mr. Wong of Saugus (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o'clock A.M., in an Informal Session.